Application No.: 10/665,888 Docket No.: 466992000900

REMARKS

Claims 1-26 are pending. No claim is allowed.

Restriction Requirement Under 35 U.S.C. § 121

The Office has requested a restriction to one of the following inventions under 35 U.S.C. § 121: Group I (claims 1-18), drawn to a method for assaying for potassium ions; and Group II (claims 19-26), drawn to a kit for assaying for potassium ions.

Applicants hereby elect Group I (claims 1-18) without traverse.

Applicants expressly reserve their right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Non-elected claims will be canceled in due course. Applicants request examination of the elected subject matter on the merits.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 466992000900. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: March 3, 2004

Respectfull submitted,

Registration No.: 51,804

MORRISON & FOERSTER LLP 3811 Valley Centre Drive, Suite 500

San Diego, California 92130

(858) 720-7955